

MESSAGE NO: 8222203 MESSAGE DATE: 08/08/2008

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-904

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 10/11/2006 TO 03/31/2008

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR THE PARTIAL RESCISSION OF ACTIVATED
CARBON FROM CHINA (A-570-904-068/069/070/071/ 072/073/077/088/089)

MESSAGE NO: 8222203

DATE: 08 08 2008

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REFERENCE:

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CASES: A - 570 - 904

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PERIOD COVERED: 10 11 2006 TO 03 31 2008

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR THE PARTIAL RESCISSION OF
ACTIVATED CARBON FROM CHINA (A-570-904-068/069/070/071/
072/073/077/088/089)

1. THE ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON
ACTIVATED CARBON FROM THE PEOPLE'S REPUBLIC OF CHINA A-570-904,
COVERING THE PERIOD 10/11/2006 THROUGH 3/31/2008, HAS BEEN
RESCINDED FOR THE FIRMS LISTED BELOW. YOU ARE TO ASSESS
ANTIDUMPING DUTIES ON THIS MERCHANDISE ENTERED, OR WITHDRAWN
FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD 10/11/2006
THROUGH 3/31/2008 AT THE CASH DEPOSIT OR BONDING RATE REQUIRED
AT THE TIME OF ENTRY.

LIQUIDATE ALL ENTRIES FOR THE FOLLOWING FIRMS:

EXPORTER: SHANXI QIXIAN FOREIGN TRADE CORPORATION
PRODUCER: DATONG LOCOMOTIVE COAL & CHEMICALS CO.,
LTD. A-570-904-068

EXPORTER: SHANXI QIXIAN FOREIGN TRADE CORPORATION
PRODUCER: DATONG TIANZHAO ACTIVATED CARBON CO.,
LTD. A-570-904-069

EXPORTER: SHANXI QIXIAN FOREIGN TRADE CORPORATION
PRODUCER: NINGXIA HUINONG XINGSHENG ACTIVATED
CARBON CO., LTD. A-570-904-070

EXPORTER: SHANXI QIXIAN FOREIGN TRADE CORPORATION
PRODUCER: NINGXIA YIRONG ALLOY IRON CO., LTD. A-570-904-071

EXPORTER: SHANXI QIXIAN FOREIGN TRADE CORPORATION
PRODUCER: NINGXIA TONGFU COKING CO., LTD. A-570-904-072

EXPORTER: SHANXI QIXIAN FOREIGN TRADE CORPORATION
PRODUCER: SHANXI XIAOYI HUANYU CHEMICALS CO., LTD. A-570-904-073

EXPORTER: SHANXI XUANZHONG CHEMICAL INDUSTRY CO., LTD.
PRODUCER: NINGXIA PINGLUO XUANZHONG ACTIVATED
CARBON CO., LTD. A-570-904-077

EXPORTER: XI'AN SHUNTONG INTERNATIONAL TRADE
AND INDUSTRIALS CO., LTD.
PRODUCER: DATONG TRI-STAR & POWER CARBON PLANT A-570-904-088

EXPORTER: XI'AN SHUNTONG INTERNATIONAL TRADE
AND INDUSTRIALS CO., LTD.
PRODUCER: NINGXIA HUAHUI ACTIVATED CARBON CO., LTD.
A-570-904-089

2. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF

ENTRIES OF THE MERCHANDISE FOR THE PERIOD LISTED ABOVE OCCURRED WITH THE PUBLICATION OF THE NOTICE OF THE RESCISSION OF THE ADMINISTRATIVE REVIEW (73 FR 42550, 7/22/2008). FOR ALL OTHER SHIPMENTS OF ACTIVATED CARBON FROM THE PEOPLE'S REPUBLIC OF CHINA, YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES. LIQUIDATION INSTRUCTIONS FOR ALL OTHER FIRMS LISTED IN 73 FR 42550 WILL BE SENT SEPARATELY.

3. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CUSTOMS AND BORDER PROTECTION ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAYS INTEREST ON OVERPAYMENTS OR ASSESS INTEREST ON UNDER PAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

4. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE MANUFACTURER, PRODUCER, SELLER, OR EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE

IMPORTER DOES NOT PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP

OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O9:JEH).

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

DAVID GENOVESE

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party